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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

## 11 SECURITIES AND EXCHANGE COMMISSION.

No. C 06-6966 SI

Plaintiff,

(Related Case Nos. C 06-7270 SI,  
C 07-2507 SI, C 07-2508 SI, C 07-2509 SI)

VS.

VIPER CAPITAL MANAGEMENT, et al.

(Formerly: U.S. Bk. Ct. N.D. Cal. Involuntary Chapter 7 Case Nos. 07-40126T, 07-40129T, 07-40130T)

#### Defendants.

**EDWARD EHEE'S CONDITIONAL  
OPPOSITION TO REQUEST FOR  
JUDICIAL NOTICE IN SUPPORT OF  
MOTION FOR JOINT  
ADMINISTRATION (ORIGINALLY  
FILED WITH U.S. BANKRUPTCY  
COURT ON APRIL 26, 2007)**

## AND RELATED ACTIONS

Date: July 13, 2007  
Time: 9:00 A.M.  
Place: 450 Golden Gate Ave.  
San Francisco, CA  
Courtroom 10  
Judge: Hon. Susan Illston

The undersigned hereby refiles the attached document originally filed with the U.S.

Bankruptcy Court N.D. Cal. on April 26, 2007.

DATED: June 27, 2007

/s/ James D. Wood

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James D. Wood  
Attorney for Debtor EDWARD S. EHEE

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8 **UNITED STATES BANKRUPTCY COURT**

9 **NORTHERN DISTRICT OF CALIFORNIA**

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In re  
 EDWARD SEWTON EHEE,  
 Debtor.

Case No. 07-40126T  
 (Involuntary Chapter 7)

**EDWARD EHEE'S CONDITIONAL  
 OPPOSITION TO REQUEST FOR JUDICIAL  
 NOTICE IN SUPPORT OF MOTION FOR  
 JOINT ADMINISTRATION**

Hearing:

Date:	May 3, 2007
Time:	3:00 P.M.
Place:	1300 Clay Street Oakland, CA Courtroom 201
Judge:	Hon. Leslie J. Tchaikovsky

EDWARD SEWTON EHEE, ("Ehee") conditionally opposes the "REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF MOTION FOR JOINT ADMINISTRATION"" filed in this case dated April 9, 2007 ("Jud. Notice Request") by ROOSEVELT FUND, L.P. ("Roosevelt") as follows:

1. Ehee does **not** oppose the Jud. Notice Request to the extent it is construed as requesting only that the Court take judicial notice of the various case dockets referenced in the request. However, such case dockets establish only that the cases referenced thereby are

pending and the documents referenced therein have been filed with the this Court or the U.S. District Court.

2. The existence of the case dockets alone most certainly does not authenticate the contents of any documents referenced in them nor establish any of the allegations set-forth in the documents filed with those courts. Most obviously, they do not either establish or evidence the allegations contained in the complaint filed by the SEC referred to in Exhibit C of the Jud. Notice Request.

3. Accordingly, Ehee opposes the request to the extent the Jud. Notice Request is construed as requesting the Court to treat the dockets in question or the documents referenced in such dockets as substantive evidence of any of any underlying fact referred to therein.

Respectfully submitted,

DATED: April 26, 2007

/s/ James D. Wood

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James D. Wood  
Attorney for EDWARD S. EHEE